

Options for Revising Alcohol Laws

Based on past legislation requests

Licensing - Manufacturers	Concerns
1) Make tasting rooms open same hours	1a) Competition with taverns
	1b) Wineries are now 8 am to 2 am
2) Allow tasting rooms to be open for expanded hours	2a) Competition with taverns
	2b) Wineries are now 8 am to 2 am
3) Revise amounts that can be sold in tasting rooms	3a) Competition with taverns
	3b) Wineries are now 8 am to 2 am. And no sample limits
4) Revise production limits for small brewer exception	4a) Limits are static/consistent. Should they be adjusted?
Licensing - Distributors	
1) Get the state out of the liquor warehouse business	1a) Taxation mechanics shifted to private wholesalers
	1b) loss of \$12 million in markup but retail price possible may rise
2) Address inefficiencies in distribution	2a) Inability to go to distributor vs having delivery
	2b) Problems with hard-to-reach retailers (ARM 42-13-1202)
	2c) Additional options may complicate enforcement
Licensing -Retailers	
1) Combine beer-wine as 1 license, delete R B	1a) Gambling expansion / delineation
	1b) Unequal purchase values would need to be addressed
2) Limit/expand concessionaire agreements	2a) Inequity with taverns/quota system
	2b) Legislation may need to define numbers, how they work
	2c) Does the gambling portion of a license also "float"
3) Does limit of 3 licenses per owner have a purpose?	3a) Does this encourage competition or limit free market?
4) Expand special permit options. For example, allow small-lot, time-limited licenses for farmers' markets, painting classes, sports events, etc.	4a) Competition with taverns. May be hard to enforce.
Combined Tiers	
1) Brew Pubs	1a) Cross-licensing diminishes separation of tiers
Licensing - Gambling	
1) Should gambling licenses be tied to alcohol licenses?	1a) Not all alcohol licenses have gambling - what is cost differential and how to adjust if changed?
2) What to do with license in concessionaire sharing?	2a) Should no - one- all concessionaire(s) get gambling option?
System Overhaul	
1) Remove / expand quota system	1a) Payment of those invested in system
	1b) What does a changed system look like?
2) Make licenses nontransferable but let sale accrue to seller	2a) Removes private sales, license transfers but lets market work
3) Revise # of licenses per owner or remove limit	3a) Risks monopoly or concentration of ownership
4) Allow cross-license holding (match federal law)	4a) Risks vertical monopolies
Enforcement	
1) Revise or clean up state vs. county jurisdiction? (For example, bottle clubs)	1a) Some current statutes rely on county prosecution and they are swamped with other activities.
2) Should penalties be proportionate using point system	2a) Is current system harsher - 3 strikes - hard to enforce?
3) Do restrictions (neighborhood) make sense?	3a) Bars may be across from schools if main doors on dif sts

Other?
ARM 42-13-1202 - <http://mtrules.org/gateway/ShowNoticeFile.asp?TID=9592>